G R S 58]

Previous references

Go no m(247 of-5-7) 18/1/11
mpl 127-11 1-2
1914-15
2-M 526-08 in C
mpl 555-7-1-4 (municipal)

Later references

d7 140-95
Later refce
H&L 9-11 do 40844
Rev— 54762
" " 2-6(38)-7-3
Law 40-38-1-2

File No 375 - 13

Serial Nos ,

Treasury

GENERAL AND REVENUE SECRETARIAT.

Serial Nos 1

Part B for June 1914

SUBJECT

A proposition to municipalities to frame bye laws to regulate the grant of rewards to informants in cases of offences falling under the mpl Regln

---

Cl. To Dy Comrs of Dists, President of the Bang city mpl Council etc. no 12737-46 of 16/6/14 Directs that suitable bye laws be framed by the mpl Councils under Secs 54(5) & 48(13)(iv) of the Mysore mpl Regln to regulate the grant of rewards to informers in cases of offences falling under the said Regulation the bye laws & rules thereunder

GPB—5.000—xx-xx-xx ID

Appendix 74

G.R.S 11] 1911. 12

GENERAL AND REVENUE SECRETARIAT

(Municipal)

NOTES

File No 3/15/13

FILE HEADING

Payment of Rewards to informants & Storage notifications of Municipal Offences

FROM

No	Dated	Received
Diary No	Enclos	Spare Copies	Serial No

BRIEF ABSTRACT OF LETTER

NOTES AND ORDERS

Extracts from Bnd Z No 927 of 1911 re the Payment of Rewards to informants of the Smuggling of articles liable to Octroi duty

3. The payment of rewards is a

GPB—15 000—24 4 09

G R S 12]
General and Revenue Secretariat

Legis 36 of 1911-12

Ind File No 137 of 19 11 13

Serial No

a matter falling under Leg. Laws under Sec 48 (1) (w) Bhore Sec Ind & Rev No 526-08 Justice xx H & K Bo 11 to 1911 x x x

7

6 It seems doubtful whether Municipal funds may be appropriated for payment of rewards vide section 52 et seq The provision made in regard to this in the draft Leg Laws seems to have been removed The payment of rewards would therefore be irregular

x x x

13-10-1911 (Sd) K M

x x x

9. x But it should be made possible for Municipal Councils to grant rewards to informers in such cases

(Sd) K G. P
22 to 1911

12 (1) x
(2) Take the necessary further action in a separate file.
25 to 1911 (Sd) K M

9.

NOTE—Contn sheet

GPB—50,000—12-8-10

G E S. 12]
General and Revenue Secretariat

reg 34-11 [illegible] 1911

File No 375 of 1913

Serial No

2 To the framing of a bye law under Sec 48 (1)(4) for the payment of rewards out of municipal funds to persons giving information of offences against the Mysore Municipal Regulation and the bye laws thereunder is considered to be beyond the scope of the present municipal law, Sec 48 of the Mysore Municipal Regulation has to be suitably amended. If approved a draft bill will be drawn

AHR 80

4 11 1911 3 Yes - Please put up draft

6 11 11 RLW

4 Draft of a bill with a Statement of objects and reasons is drawn

AHR 80 (5 Secy) 8 11 11 RLW

7 11 1911

6 Bill for opinion

[illegible] 5/2/12

RLW 6/2/12

7 Mrs 100

Submitted for orders

8/2/12 8 Please put up the file in which the draft bill in question was [illegible] 15/2/12

Note.—Contin sheet (

GPB—50 000—12-8-10

Serial No

1 Submitted with the original file reference to.

4/3/12 10.(1) The draft Laws Act be all right Except that the words "Commission of the Peace" may perhaps be substituted for the word "Lame" at the End of the clause

(2) Instead of disturbing the numbering of the Existing clauses (k) & (l) it would be better to number the new clause (m) though it may be a little out of place there Else clauses (k) & (l) are apt to be misquoted till a revised Edition of the Municipal Reg is published

(3) I may perhaps be permitted to ~~Reg~~ mention here that the Municipal Regn is Coming in for frequent amendment two recently passed one Amending Bill into law and another has just been introduced into the Legislative Council Besides these there are at least two other proposals (one of which has been approved) to amend the Regn in Certain ~~the~~ respects May 2

GPB—50 000— 12 8 10

G R S 12]
General and Revenue Secretariat

File No 375 of 1912

Serial No

Suggest that all the proposals may be Consolidated and laid up for action? Else the Regulation will get cut up by amendments and the exact provisions of the law can may be missed by those who look for it

To Port IV

12/3/12

11 Submitted

12. With a view not to disturb the existing letters by which the several clauses of the section are now marked, the new clause may be designated (J,) and inserted between the existing clauses (J) and (K) The bill is accordingly modified.

13. Are there any other proposals now under consideration for the amendment of the Municipal Regulation? If so, which are those? Give a list of them

13 3 12 Illegible

Note—Contn sheet

GPB—50,00 - 12-8-10

G R S 12]
General and Revenue Secretariat

File No 37 of 1915

Serial No

15 The other amendments under consideration are the following.

1. Power to compel owners of sites to build on them or enclose them

2 Throwing on owners the responsibility of furnishing information to the Municipal Council the change in ownership of immovable property.

3 Exemption from Municipal taxation of Military Chargers and Dogs kept by the Police of the State and of the Cantonment of Bangalore.

4 Power to Municipal Councils to Compound Offences under the Improvement Regulation and the Bye-laws thereunder.

5. Power to Municipal Councils to recover arrears of Municipal taxes in the same way as arrears of Land Revenue.

The

Note—Contin sheet

GPB—50,000—12-3-10

G. R. S. 12]
General and Revenue Secretariat.

Legislative File No 37 of 1912

Serial No	
	The first three are pending in Branch III No 4 is a Bus case in Br IV. Action has yet to be taken in Br IV on No 5
	15. Some of these amendments are of an urgent nature and it may not be desirable to postpone passing the taking of further action in regard to them
16	Secy) 20 3-12 Ilbert I believe bills in proofs 2 + 3 are or can with Mr Clyde before the Legal Member. The present proposal in No 1-4 to may be dealt with together in one bill.
	30/3/12
	If may be forwarded to Branch III for note and return 20 3-12 Ilbert
18	Submitted File referring to Item No 1 in para 14 of the Notes Page 6 was returned to Br IV on 30/3/12. As regards Item No 2 I sent a letter to the Residency forwarding

Note.—Contin sheet

GPB—50 C30—12-8-10

S. 12]
General and Revenue Secretariat.

File No 375 of 19 13

87

Serial No

a draft Bill is under issue

A draft Bill has been forwarded regarding item No 3 and a reply from the Residency is awaited.

(S.S.) 11/4/12 SW(11) 11/4/12

19 Already we have introduced the Bill authorising Municipal Bodies to borrow money. This is not referred to in the foregoing bill. Noted for record

This bill was received to be the subject for III on page 4 of these notes. As the Bill was introduced into the Leg Council it was not included in the list on page 6 HMS80 noted 16 4 1912 (S.S.) 13/4/12

For III please note that 2d 3 of the list shd go in with the pending bill

20 After the above is passed into law the Mins may be sent together for further action

13/4/12

21 To answer IV for information

(S.S.) 13/4/12 SW(11) 16/4/12

22 Submitted for information [The

16/4/12

Mins — Cents about

GPB—40 000— 12-8-10

R S 12]

General and Revenue Secretariat

Legislative File No. 375 of 1913

Serial No

The [illegible] No 1 ref[illegible] and Nos referred to on page 6 of these Notes, are before the Secretary and the Dewan respe Action on Nos can only be taken on return of the file from the Dewan's Offg

HKS 16 4 1912

23 Seen 18 4 12 Secy

Picked up from the Assembly Library on 29 7 1913 HKS

2 Attention is invited to paras 1 to 10 (1) & (2) of these Notes. The question of amending the regulation by making provision therein for the grant of rewards to persons giving information of the commission of Penal Offences may be called for orders

HKS 19 2 1914

BNS

3 A Note pointing out the provision in the repealed Regulations of 1871 & the leg laws in force in the Mofussil of the Bombay Presidency relating to grant of rewards attached as directed

HKS 20 2 1914

NOTE—Contn sheet.

GPB—9 008—20 1 13

D. Mis 74
11-12 10

G R. S 12]

General and Revenue Secretariat

ML File No. 375 of 1913

Serial No

Grant of rewards to informants of the Commission of Municipal Offences

Sec 246 of the Municipal Regulations of 1871 ran as follows -

"The Magistrate by whom any fine or penalty is imposed by Virtue Regulations may award any , not being more than one-half thereof to the informer and shall order the re mainder or if he make no award to the informer the whole of such fine or penalty to be paid to the Commissioner to be by them applied to the purposes of these Regulations"

There is no such provision in the Rangoon Municipal Regulation VII of 1906, but Sec 56 (e) thereof provides for the grant of "rewards for information which may tend to secure the correct registration of Vital Statistics"

It is a point for consideration whether the Grant of rewards to in formants of the Commission of Municipal Offences under the existing Municipal Law is valid under the existing ML law.

Mr Orr is of opinion that the Managing Committee may be empowered to grant rewards under a

NOTE—Contin sheet.

GPB—65,000—17 9-12.

G R S 12]

General and Revenue Secretariat

Mk No. 375 of 1913

Serial No

Cancelled & Reprove Rep (w)

a leg law framed under Sec 48 (1) (zc) & has framed the following model leg law

" The Managing Committee may award to any one who has given information through which a conviction for breach of any leg law or any of the provisions of the Act has been secured, a reward not exceeding half the amount of any fine that may have been levied and recovered in pursuance of such conviction"

This leg-law has been adopted, with the sanction of Govt, by the Ahamadabad Mul Cl with a proviso that no reward shall be given to Municl Servants whose duty it is to detect such offence

It is submitted that the opinion of the Govt Advocate may, if considered desirable be taken on this question

AMK 70
20/2/1914

~~The Secretary for the Board of Municipal Commissioners~~

No no 1179 d 21/2/14

26 Forwarded to the Govt Advocate for opinion, as to whether

NOTE—Contin sheet.

[R S 12]

General and Revenue Secretariat

File No. 375 of 1913

Serial No

the adoption of a similar bye-law under the Imm[l] Reg[n] is practicable, or whether an amendment of the law is necessary for the purpose

Before the Assembly
For Lec[n] to govt
20/2/14 Govt Secy.

U O No 38/13-14

27 In my opinion the amendment of the Municipal Regulation does not seem necessary for the purpose. The Govt might by an Executive order to the Commissioner or other Competent authority direct payment to the Municipal Council of the whole or part of the fines levied in Cases of Conviction for offences under the Natal Municipal Reg[n] or the rules or bye-laws thereunder. If this be done the Council which will then be placed in possession of funds can under Sec 48 (w) of the Municipal Regulation

Added
This has already been done Vide GO No 6000-19 Ins 247 09 5 V
R 18 1 1911
1113 20
1113 20
17 3 1914

NOTE—Contn sheet.

GPB—63,000—'7-8-12.

G R S 12]

General and Revenue Secretariat

File No. 375 of 1913

Serial No

make the necessary by-laws on the lines of the Ahmedabad by-laws for towns in the Case Contemplated

12 3 14

Communicate for Order

P 7.0

NOTE—Contin. sheet

GPB—65 000—17 8-12.

G R S 13]

General and Revenue Secretariat

File No 375 of 1913

Serial No

28 Submitted with the opinion of the Govt Advocate Attention is invited to the following opinion of the 1st Member of Council recorded on 22.4.1911 at page 27 of the Index in file 7 of 1905-5 of relating to Action by Local Bodies under the Bangalore and Mysore City Municipalities Acts

" Bye-laws under 48K x x Rule 36 about the giving of rewards is not covered by anything in Ss 52, 55 or 56 of the Regulation. In fact S 56 cl e allows grant of rewards only in a particular instance and shews that the Municipality cannot grant such rewards in other cases These provisions are all ultra vires and should be removed"

(Sd) H.V.N.

HMK 70

1/3 1914 29 Submitted for orders

B 30 A draft amendment with Municipal Regulation is in the file It has now to be settled whether the amendment is necessary for the ~~purpose mentioned~~ above

D

G R. S 12]

Mis 74-11

General and Revenue Secretariat

ML File No 375 of 1913

Serial No.	
	31 Next it is desirable from the administrative point of views has been suggested by the Hon'ble 1st Commissioner in Hon'l File 127 of 1911
I pag 5 of the Notes	Dy Sec 4/
	32 What about Sec 68 (1)(W) under which the Govt' advocate recommends the framing of a bye-laws. Please let me see his Report.
I	33 As opined by the Govt' advocate of a bye-laws can be framed under Sec 68 (1)(W), it can be framed so as to safeguard the measures mentioned in clause (s) Sec 54 and clause (K) Sec 56
	Sec 4/
	34 Necessary draft may be prepared accordingly
	35 Drafting an order is submitted
	18-5-1914
	By Dy Sec 4/
	37 Sec 4/

Dm 1/5.

Sec 4/5.

8/5

Dm 8/5

15/5

Dm 19/5

NOTE —Contn sheet.

G PD—60 000—7 11 13

[R S 12]

General and Revenue Secretariat

File No. 375 of 1913.

Serial No

38 4 hdy, draft- corrected may be put up — Draw 23/5

39 A fair draft is submitted. Draw 23/5

40 Draw 23/5

41 Fair draft

42 The draft order may be approved — Draw as above 23/5

(Second number)

43 Approved

44 Directions

1 To Dy Comrs of Dhvd,
Prest of the Bangalore Cly- inl Cl &
Prest of the Mysore City inl Cl thro Dy Comr
Ref No 12737 468 H 6 1914
Directs- that suitable Bye laws
be framed by the Inl Cl under Secs 57(3),
Sub (1) (iv) of the Mysore Inland Regn
to regulate the Grant of permits to import,
in cases of persons falling under the
said regulation & the rule &c &c
thereunder

NOTE—Contn abc

GPE—60 000—7 11 13

GRS 28]

rewards to informants in cases of Municipal Offences

B

File No 375/13
Serial No 1

Diary No of letter replied to

GENERAL AND REVENUE SECRETARIAT
( )

Proceedings of Government of His Highness Maharaja of Mysore

the 191

READ

Date of issue 16/6/14

Signed by Mr A V Ramanuja Iyengar

ORDER THEREON.—No 12737-46 me 9/8/14

Govt order No 1110 17 dt 140-95 dated the 21st July 1897 providing for the payment of rewards to informers in cases of the Smuggling of

SUBJECT

26-14

GPS—50,000—1 12-12

of articles liable to duties was merged in the Municipal Regulation, VII of 1906, so far as Regulation Municipalities are concerned

2 It is necessary to place the system of paying rewards to informants in cases of offences falling under the Municipal Regulation VII of 1906, and the rules & by laws framed thereunder on a proper footing

3 Accordingly, Govt direct that, with a view to regulate the contingent expenditure for rewards, suitable by laws be framed by the Municipal Councils under Sec 54 (5) and 48 (1) (w) of the Municipal Regulation, on the model of by law 24 at page 98 of Govt's Model By laws

Secretary

To
The Director of Municipal Administration
Bangalore

Proceedings of the Government of His Highness the Maharaja of Mysore, Local Fund and Sanitary (Municipal), dated 16th June 1914

No 12737-46—ML 375-13-1, DATED BANGALORE, 16TH JUNE 1914

ORDER —Government Order No 1110-17—L F 140-95, dated the 21st July 1897, providing for the payment of rewards to informers in cases of the smuggling of articles liable to Octroi duty was merged in the Municipal Regulation, VII of 1906, so far as Regulation Municipalities are concerned

2 It is necessary to place the system of paying rewards to informants in cases of offences falling under the Municipal Regulation, VII of 1906, and the rules and bye-laws framed thereunder, on a proper footing

3 Accordingly, Government direct that, with a view to regulate the contingent expenditure for rewards, suitable bye-laws be framed by the Municipal Councils under Section 54 (8) and 48 (1) (w) of the Municipal Regulation, on the model of bye-law 4 at page 98 of Orr's Model Bye laws

D M NARASINGA RAO,
Offg Secy to Govt, Gen & Rev Depts

To—The Deputy Commissioners of Districts
The President of the Bangalore City Municipal Council
The President of the Mysore City Municipal Council, through the Deputy Commissioner, Mysore District

Exd —O R

1913-14

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

LOCAL FUND AND SANITARY (MUNICIPAL)

PROCEEDINGS

Dated 16th June 1914

No $\frac{12737\text{-}46}{\text{MI } 375\text{-}13\text{-}1}$

Directs that suitable bye-laws be framed by the Municipal Councils under Section 54 (8) and 48 (1) (w) of the Mysore Municipal Regulation to regulate the grant of rewards to informers in cases of offences falling under the said regulation and the rules and bye-laws framed thereunder

GPB—20-6-14—300